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To: Commissioner for Patents for Examiner Srilakshmi K. Kumar Group Art Unit 2675	Facsimile No.: 703/872-9306
From: Dell Whitton for Krista Douthitt Senior Paralegal to Duke Yee	No. of Pages Including Cover Sheet: 3
<p>Message:</p> <p>Enclosed herewith:</p> <ul style="list-style-type: none"> • Transmittal Document; and • Notice of Appeal. 	
<p>Re: Application No. 10/044,728 Attorney Docket No: RSW920010154US1</p>	
<p>Date: Thursday, June 10, 2004</p>	
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Dell Whittton

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Haynes

Serial No.: 10/044,728

Filed: January 11, 2002

For: Pointing Device Attribute
Variance Based on Distance/Time
Ratio

§ Group Art Unit: 2675

§ Examiner: Srilakshmi K. Kumar

§ Attorney Docket No.: RSW920010154US1

§ Certificate of Transmission Under 37 C.F.R. § 1.8(a)
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on June 10, 2004.

By:

Dell Whittton
Dell Whittton

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NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated April 21, 2004 finally rejecting claims 1, 3, 5-11 and 13-18.

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0461. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0461. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,

Duke W. Yee
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06/15/2004 LDIGGS 00000001 090461 10044728
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June 10, 2004.

By: Dell Whitten
Dell Whitten

TRANSMITTAL DOCUMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Sir:
ENCLOSED HEREWITH:

- Notice of Appeal

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